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December 2, 1999

\*ALSO ADMITTED IN GA

R. JAN JENNINGS\*
CARROL D. KILGORE
DONALD L. SCHOLES
JAMES G. STRANCH, III

JANE B. STRANCH

CECIL D. BRANSTETTER, SR. C. DEWEY BRANSTETTER, JR. RANDALL C. FERGUSON

> David Waddell, Executive Secretary Tennessee Regulatory Authority 460 James Robertson Pkwy. Nashville, TN 37243-0505

Hand Delivery

Re.

Petition of Lynwood Utility Corporation to Change and Increase Rates and

**Charges - Motion to Postpone Hearing** 

Docket No. 99-00507

Dear Mr. Waddell:

I have enclosed an original and thirteen copies of a Motion to Postpone Hearing Set for December 7, 1999 in this docket. I have enclosed an additional copy for you to mark filed and return to me. Thank you for your assistance in this matter.

Sincerely yours,

DONALD L. SCHOLES

Enclosure

C:

Vince Williams Michael Horne Davis Lamb

BKSJ File No.: 99-215

BEFORE THE TENNESSEE REGULATORY AUTHORITY of the

Nashville, Tennessee

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199 DEC 2 PM 1 23

IN RE: PETITION OF LYNWOOD UTILITY

CORPORATION TO CHANGE AND

INCREASE RATES AND CHARGES

DOCKET NO. 99-00507

MOTION TO POSTPONE HEARING SET FOR DECEMBER 7, 1999

Comes now the Petitioner, Lynwood Utility Corporation (Lynwood), and moves the Tennessee Regulatory Authority to postpone the hearing on the above-styled Petition presently set for December 7, 1999. The Notice of Hearing is dated November 9, 1999, but counsel for Lynwood only received the Notice of Hearing by fax on November 29, 1999. Lynwood is continuing to meet with the Consumer Advocate to work out disputed issues and would like to have the opportunity do so before a hearing is conducted in this matter. The postponement will give Lynwood and the Consumer Advocate the opportunity to conclude their negotiations and give Lynwood the opportunity to prepare pre-filed testimony before the hearing is held taking into account any agreements and disputed issues which may still remain after the negotiations are complete.

Respectfully submitted,

Donald L. Scholes

Branstetter, Kilgore, Stranch & Jennings 227 Second Avenue North, Fourth Floor

Nashville, TN 37201-1631

(615) 254-8801

Attorney for Petitioner, Lynwood Utility Corporation

## **CERTIFICATE OF SERVICE**

I hereby certify that a true and exact copy of the foregoing Motion to Postpone Hearing Set for December 7, 1999 has been mailed, postage prepaid, Vincent Williams, Esq., Consumer Advocate, 426 Fifth Avenue North, 2nd Floor, Cordell Hull Building, Nashville, TN 37243-0500.

Donald L. Scholes